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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/502,499	07/23/2004	James Alan Strothman	PU020032	8120

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EXAMINER
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USTARIS, JOSEPH G

ART UNIT	PAPER NUMBER
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2623

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03/17/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/502,499	<b>Applicant(s)</b> STROTHMAN ET AL.	
	<b>Examiner</b> JOSEPH G. USTARIS	<b>Art Unit</b> 2623	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1)  Responsive to communication(s) filed on \_\_\_\_.
- 2a)  This action is **FINAL**.                      2b)  This action is non-final.
- 3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4)  Claim(s) 1-18 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5)  Claim(s) \_\_\_\_ is/are allowed.
- 6)  Claim(s) 1-18 is/are rejected.
- 7)  Claim(s) \_\_\_\_ is/are objected to.
- 8)  Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9)  The specification is objected to by the Examiner.
- 10)  The drawing(s) filed on 23 July 2004 is/are: a)  accepted or b)  objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11)  The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All    b)  Some \*    c)  None of:
1.  Certified copies of the priority documents have been received.
2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3.  Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                  | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____.  |

## DETAILED ACTION

### *Information Disclosure Statement*

1. The information disclosure statement (IDS) was submitted on July 23, 2004. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

### *Claim Rejections - 35 USC § 102*

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1-18 are rejected under 35 U.S.C. 102(e) as being anticipated by Goddard (US006684240B1).

Regarding claim 1, Goddard discloses a method for personalizing rating limits in a parental control system (See Fig. 3), comprising:

enabling reproduction of a rating sample (e.g. television media that is example content) having a first rating (e.g. G, PG, PG-13, R, etc.) from a first source (e.g. MPAA) (See col. 1 lines 41-46 and col. 5 lines 52-67);

detecting a user input indicating the acceptability of the rating sample (See Fig. 5; col. 10 lines 15-45; the user inputs whether the example content is acceptable or not);

generating a first transition point (e.g. adjusting the acceptable content rating parameters) based on the user input (See Fig. 5, user input) and the first rating (e.g. G, PG, PG-13, R, etc.) (See col. 7 lines 31-41); and

using the first transition point (e.g. the acceptable content rating parameters) to determine whether data from the first source is output or blocked (See Fig. 3; col. 7 lines 31-41).

Regarding claim 2, wherein the rating sample (e.g. the television media serving as example content) further includes a second rating (e.g. TV-G, TV-PG, etc.) from a second source (e.g. TV parental guideline) (See col. 7 lines 53-66), and further comprised of:

generating a second transition point (e.g. equating the TV rating to a MPAA rating within the acceptable content rating parameters) based on the user input (See Fig. 5, user input) and the second rating (e.g. TV-G, TV-PG, etc.); and

using the second transition point to determine whether data from the second source is output or blocked (See Fig. 3; col. 7 lines 31-41).

Regarding claim 3, wherein the user input indicates an MPAA rating (See col. 5 lines 52-67 and col. 7 lines 31-42; the user inputs to block/unblock content based on an example content, wherein the user selects/inputs the example content which indicates an MPAA rating or a TV parental guideline rating).

Regarding claim 4, wherein the user input indicates a TV Parental Guidelines rating (See col. 5 lines 52-67 and col. 7 lines 31-42; the user inputs to block/unblock content based on an example content, wherein the user selects/inputs the example content which indicates an MPAA rating or a TV parental guideline rating).

Regarding claim 5, wherein the user input indicates the acceptability of the rating sample for one or more individuals (See Fig. 5; col. 10 lines 23-34).

Regarding claim 6, wherein the ratings sample comprises at least one of video data, audio data and text data (See col. 3 lines 61-67; wherein broadcast television and cable television inherently have video data).

Claim 7 contains the limitations of claim 1 (wherein Goddard discloses an apparatus (See Figs. 2 and 6)) and is analyzed as previously discussed with respect to those claims. Furthermore, Goddard discloses an interface means (See col. 5 lines 5-14) and a control means (See Fig. 6, processing system 602).

Claim 8 contains the limitations of claims 2 and 7 and is analyzed as previously discussed with respect to those claims.

Claim 9 contains the limitations of claims 3 and 7 and is analyzed as previously discussed with respect to those claims.

Claim 10 contains the limitations of claims 4 and 7 and is analyzed as previously discussed with respect to those claims.

Claim 11 contains the limitations of claims 5 and 7 and is analyzed as previously discussed with respect to those claims.

Claim 12 contains the limitations of claims 6 and 7 and is analyzed as previously discussed with respect to those claims.

Claim 13 contains the limitations of claim 1 (wherein Goddard discloses a television signal receiver (See Figs. 2 and 6)) and is analyzed as previously discussed with respect to those claims. Furthermore, Goddard discloses an interface (See col. 5 lines 5-14) and a processor (See Fig. 6, processing system 602).

Claim 14 contains the limitations of claims 2 and 13 and is analyzed as previously discussed with respect to those claims.

Claim 15 contains the limitations of claims 3 and 13 and is analyzed as previously discussed with respect to those claims.

Claim 16 contains the limitations of claims 4 and 13 and is analyzed as previously discussed with respect to those claims.

Claim 17 contains the limitations of claims 5 and 13 and is analyzed as previously discussed with respect to those claims.

Claim 18 contains the limitations of claims 6 and 13 and is analyzed as previously discussed with respect to those claims.

### ***Conclusion***

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Please take note of Herrington et al. (US006922843B1) for their similar parental control system.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JOSEPH G. USTARIS whose telephone number is (571)272-7383. The examiner can normally be reached on M-F 7:30-5 PM; Alternate Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christopher S. Kelley can be reached on 571-272-7331. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Joseph G Ustaris/  
Examiner, Art Unit 2623  
March 10, 2008